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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



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Christina Mary
Signature

Applicant : Siepmann, James P.
Application No. : 10/692,175
Filed : 10/22/2003
Mark : System and Method for Precise... Timing Including Jitter Free Reference
Docket No. : LTI.PAU.03

PETITION

Assistant Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Myers Dawes Andras & Sherman LLP
19900 MacArthur Blvd., Ste. 1150
Irvine, California 92612
April 13, 2004

Commissioner:

On March 8, 2004, the Office mailed a Notice of Incomplete Nonprovisional Application to Applicant on an application which was filed on October 22, 2003. The Notice indicated that the application was deposited without drawings and requested filing of same and a newly executed oath or declaration.

Applicant believes the Office is in error in issuing this Notice, and further asserts that the entire application, including the drawings, is entitled to the filing date of October 22, 2003.

Six sheets of drawings (Figs. 1-10) were filed with the application on October 22, 2003 under an Express Mail certificate of mailing under 37 CFR § 1.10. Inclusion of the drawings was noted both on the transmittal letter and on our return postcard. The Office acknowledged receipt of all of the items by returning our postcard with an official label indicating application serial number and filing date. Copies of the fee transmittal, utility patent application transmittal, and confirmation postcard are enclosed herewith.

04/20/2004 YPOLITE1 00000092 10692175

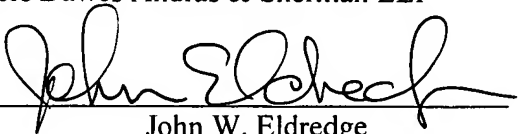
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130.00 0P

Notwithstanding, and in the interest of moving this application forward, Applicant is providing a replacement set of drawings, as well as a newly executed oath or declaration, in response to the Notice of Incomplete Nonprovisional Application. However, Applicant submits that, in view of the foregoing, the entire application be granted the October 22, 2003 filing date and that Applicant's \$130 petition fee be returned.

Please address all correspondence to Myers Dawes Andras & Sherman LLP, 19900 MacArthur Blvd., Suite 1150, Irvine, California 92612.

Respectfully submitted,
Myers Dawes Andras & Sherman LLP

By: 
John W. Eldredge
Reg. No. 37,613
(949) 223-9600



COPY
PATENT

CERTIFICATE OF MAILING

I hereby certify that on 10/22/2003 this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, DC 20231.

37 C.F.R. § 1.8(a)

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Christina Alvarez
Christina Alvarez

Applicant: Siepmann, James P.

Title: SYSTEM AND METHOD FOR PRECISE,
ACCURATE AND STABLE OPTICAL TIMING
INFORMATION DEFINITION INCLUDING
INTERNALLY SELF-CONSISTENT SUBSTANTIALLY
JITTER FREE TIMING REFERENCE

Atty Docket No.: LTI.PAU.03

UTILITY PATENT APPLICATION TRANSMITTAL

Post Office Box 7680
Assistant Commissioner for Patents
Washington, D.C. 20231

19900 MacArthur Blvd.
Irvine, CA 92612
October 22, 2003

1. FEE TRANSMITTAL FORM (Submit an original, and a duplicate for fee processing).

2. X Applicant claims small entity status under 37 CFR §1.27.

3. IF A CONTINUING APPLICATION

 This application is a divisional of patent application No. .
form is enclosed for filing in the prior application.

A copy of this

 X This application claims priority pursuant to 35 U.S.C. §119(e) and 37 CFR §1.78(a)(4), to provisional
Application No. 60/434,539, filed December 18, 2002.

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under item 4c below, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

4. APPLICATION COMPRISED OF

(a) Specification

 48 Specification, claims and Abstract (total pages)

(b) Drawings

 6 Sheets of drawing(s) (FIGS. 1 to 10)

(c) Declaration and Power of Attorney

 X Newly Executed

 Copy from a prior application (37 CFR 1.63(d))
(for continuation and divisional)

COPY

UTILITY PATENT APPLICATION TRANSMITTAL
(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.: LTI.PAU.03

5. ☐ Microfiche Computer Program (*Appendix*)
6. ☐ Nucleotide and/or Amino Acid Sequence Submission (*if applicable, all necessary*)
- ☐ Computer Readable Copy
- ☐ Paper Copy (identical to computer copy)
- ☐ Statement verifying identity of above copies
7. **ALSO ENCLOSED ARE**
- ☐ Preliminary Amendment
- ☐ Petition for Extension of Time for the parent application and the required fee are enclosed as separate papers.
- ☐ An Assignment of the invention with the Recordation Cover Sheet and the recordation fee are enclosed as separate papers
- ☐ 37 CFR 3.73(b) Statement (where there is an Assignee)
- ☐ This application is owned by _____ pursuant to an Assignment recorded at Reel _____, Frame _____
- ☐ Information Disclosure Statement (IDS)/PTO-1449
- ☐ _____ Copies of IDS Citations
- ☐ Certified copy of Priority Document(s) (*if foreign priority is claimed*)
- ☐ English Translation Document (*if applicable*)
- ☐ Return Receipt Postcard (MPEP 503) (should be specifically itemized).
- ☐ Request and Certification under 35 U.S.C. 122(b)(2)(B)(i) form PTO/SB/35 or its equivalent is attached.
- ☐ Other
- ☒ The Commissioner is hereby authorized to treat any concurrent or future reply, requiring a petition for an extension of time under 37 CFR § 1.136 for its timely submission, as incorporating a petition for extension of time for the appropriate length of time.

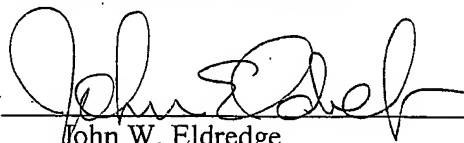
8. **CORRESPONDENCE ADDRESS**

MYERS DAWES & ANDRAS LLP, 19900 MacArthur Boulevard, Suite 1150, Irvine, CA 92612.

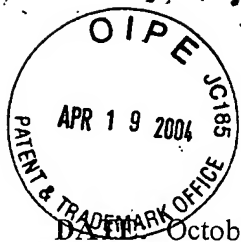
Respectfully submitted,

MYERS DAWES & ANDRAS

By



John W. Eldredge
Reg. No. 37,613
(949) 223-9600



COPY

**FEE TRANSMITTAL
UTILITY PATENT APPLICATION**

DATE: October 22, 2003

Docket No. : LTI.PAU.03
Inventor(s) : Siepmann, James P.
Title : SYSTEM AND METHOD FOR PRECISE, ACCURATE AND STABLE OPTICAL
TIMING INFORMATION DEFINITION INCLUDING INTERNALLY SELF-
CONSISTENT SUBSTANTIALLY JITTER FREE TIMING REFERENCE

FEE CALCULATIONS					
CLAIMS		NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
A	TOTAL CLAIMS	20 - 20 = 0	0	0 x \$9.00	\$0.00
B	INDEPENDENT CLAIMS	3 - 3 = 3	0	0 x \$42.00	
C	SUBTOTAL	SMALL ENTITY FEE = A + B LARGE ENTITY FEE = 2 X (A + B)			\$0.00
D	BASIC FEE	SMALL ENTITY FEE = \$375.00 LARGE ENTITY FEE = \$750.00			\$375.00
E	MULTIPLE-DEPENDENT CLAIMS FEE	SMALL ENTITY FEE = \$140.00 LARGE ENTITY FEE = \$280.00			
F	TOTAL FILING FEE (ADD LINES C, D, AND E)				\$375.00
List Independent Claims: 1, 9 and 17					

METHOD OF PAYMENT

☒ Payment Enclosed: Check No. 8207 for \$375.00

☐ The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required during the **entire pendency** of the application to Deposit Account No. 011960. Please show our docket number with any charge or credit to our Deposit Account. **A copy of this letter is enclosed.**

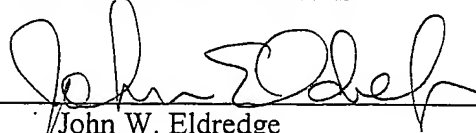
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☒ The Commissioner is hereby authorized to treat any concurrent or future reply, requiring a petition for an extension of time under 37 CFR § 1.136 for its timely submission, as incorporating a petition for extension of time for the appropriate length of time.

Respectfully submitted,

MYERS DAWES & ANDRAS

By


John W. Eldredge
Reg. No. 37,613



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THE OFFICIAL STAMP OF THE PTO HEREON ACKNOWLEDGES RECEIPT OF:

Applicant:

Stiepmann, James

Docket No:

LTI.PAU.03

Mailed:

October 22, 2003

Title:

System and Method for Precise, Accurate and Stable.....

Enclosed:

1. General Transmittal Sheet;
2. Fee Transmittal;
3. Utility Patent Application Transmittal;
4. Specification (48 pages);
5. Drawings (6 sheets);
6. Declaration and Power of Attorney for Patent Application;
7. Check for \$375.00

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Inventors: Dr. Chien-Min Sung
Serial No. 10/666,701
Attorney Docket No. T8908.DIV
Attorney: M. Wayne Western
(801) 566-6633

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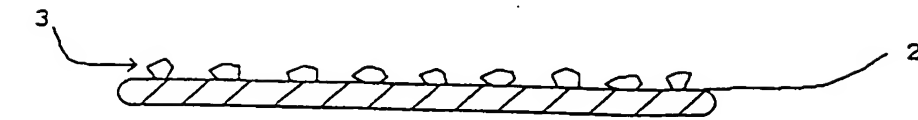


Fig. 1A
(Prior Art)

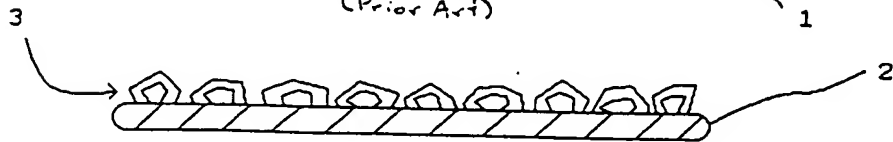


Fig. 1B
(Prior Art)

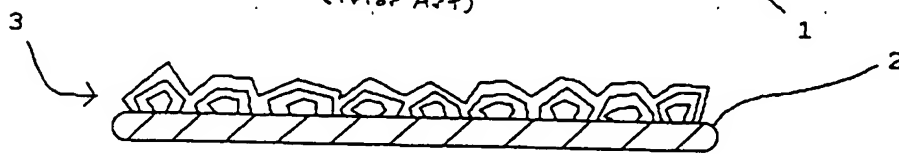


Fig. 1C
(Prior Art)

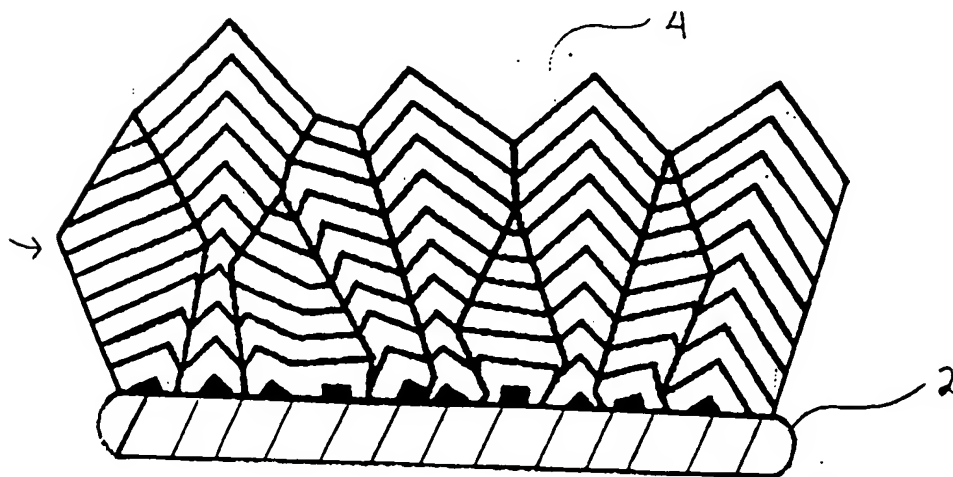


Fig. 2
(Prior Art)

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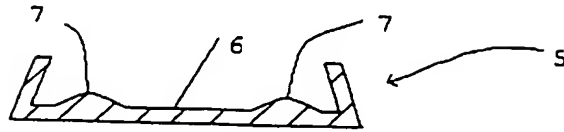


Fig. 3A

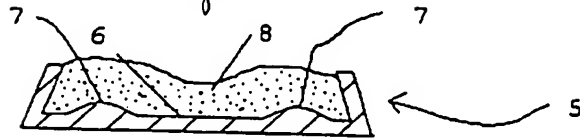


Fig. 3B

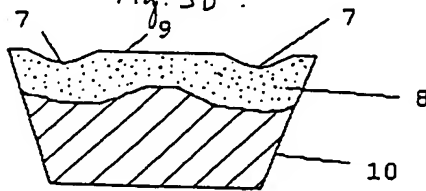


Fig. 3C

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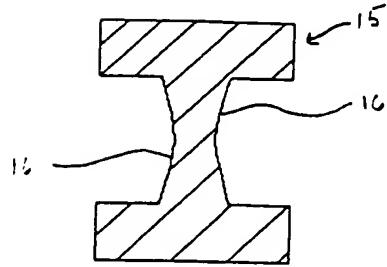


Fig. 4A

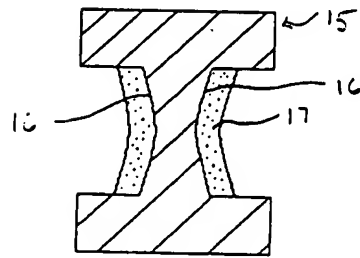


Fig. 4B

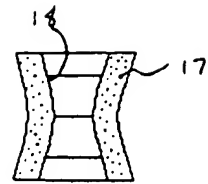


Fig. 4C

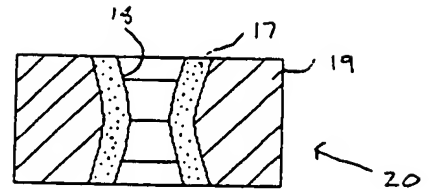
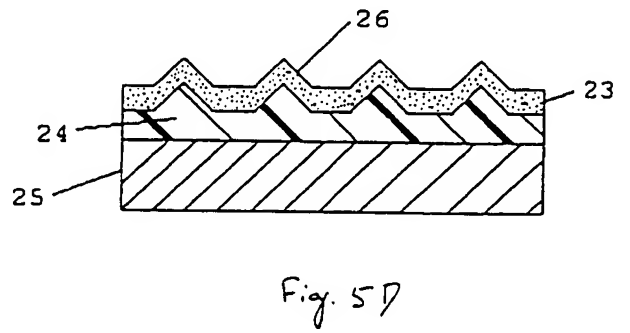
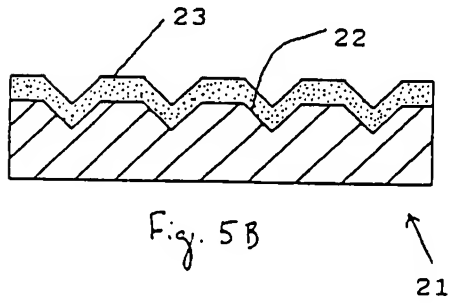
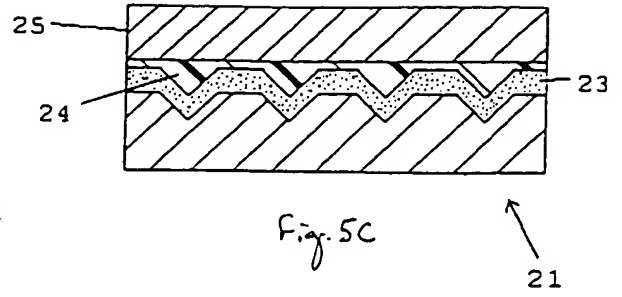
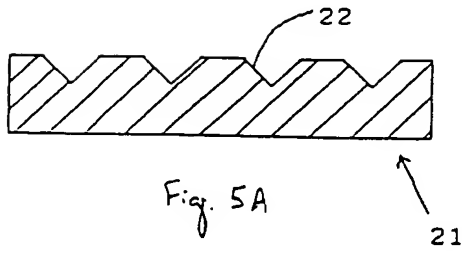


Fig. 4D

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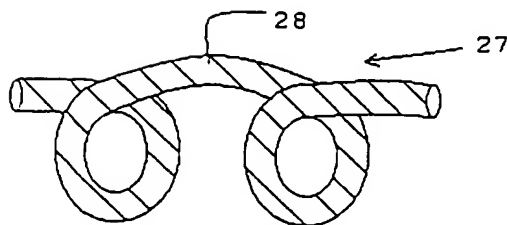


Fig. 6A

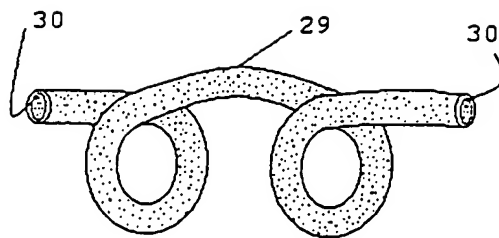


Fig. 6C

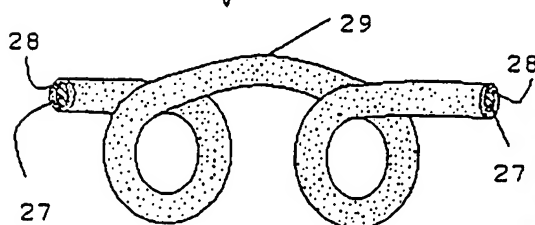


Fig. 6B

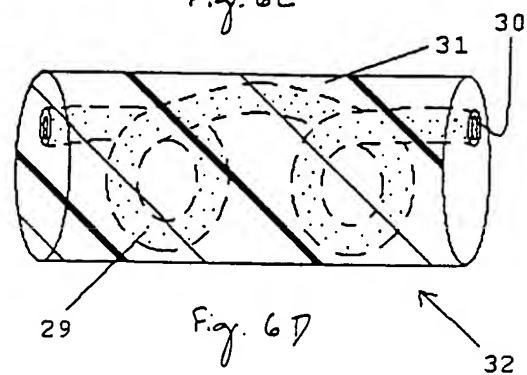


Fig. 6D